

# CLEARY GOTTlieb STEEN & HAMILTON LLP

ONE LIBERTY PLAZA  
NEW YORK, NY 10006-1470  
(212) 225-2000  
FACSIMILE (212) 225-3999  
WWW.CLEARYGOTTlieb.COM

WASHINGTON, DC • PARIS • BRUSSELS  
LONDON • MOSCOW • FRANKFURT • COLOGNE  
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Writer's Direct Dial: (212) 225-2086  
E-Mail: jrosenthal@cgsh.com

MARK A. WALKER  
JANET L. FISHER  
DAVID L. SUGERMAN  
HOWARD S. ZELBO  
DAVID E. BRODSKY  
ARTHUR H. KOHN  
RAYMOND B. CHECK  
RICHARD J. COOPER  
JEFFREY S. LEWIS  
PAUL J. SHIM  
YVETTE P. TEOCAN  
STEVEN L. WILNER  
ERIKA W. NIENHUIS  
LINDSEY P. GRANFIELD  
ANDRÉS DE LA CRUZ  
DAVID C. LOPEZ  
CARMEN A. CORRALES  
JAMES L. BROMLEY  
PAUL E. GLOTZER  
MICHAEL A. GERSTENZANG  
LEWIS J. LIMAN  
NEIL G. WHORISKEY  
JORGE U. JUANTORENA  
MICHAEL D. WEINBERGER  
DAVID LEINWAND  
JEFFREY A. ROSENTHAL  
ETHAN A. KUNGSRBERG  
MICHAEL D. DAYAN  
CARMINE D. BOCCUZZI JR.  
JEFFREY D. KARP  
KIMBERLY BROWN BLACKLOW  
ROBERT J. RAYMOND  
DAVID J. GOTTlieb  
LEONARD C. JACOBY  
SANDRA L. FLOW  
DANA G. PLEISCHMAN  
FRANCESCA L. GDELL

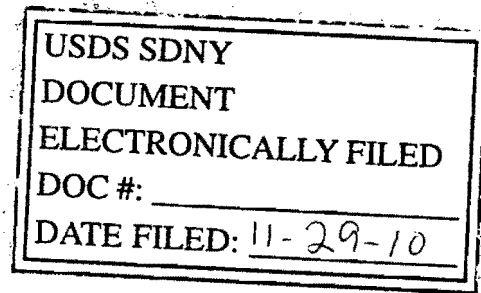
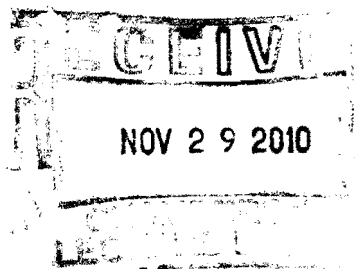
WILLIAM A. GROLL  
JANET L. FISHER  
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SANDRA L. FLOW  
DANA G. PLEISCHMAN  
FRANCESCA L. GDELL

WILLIAM L. MCRAE  
JASON FACTOR  
MARGARET S. PEPONIS  
LISA M. SCHWEITZER  
KRISTOFER W. HESS  
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NANCY I. RUSKIN  
WALLACE L. LARSON, JR.  
JAMES D. SMALL  
AVRAM E. LUFT  
ELIZABETH LENAS  
RESIDENT COUNSEL

November 23, 2010

## VIA HAND DELIVERY

The Honorable Leonard B. Sand  
United States District Judge  
Daniel Patrick Moynihan  
United States Courthouse  
500 Pearl Street  
New York, New York 10007-1312



Re: Newman v. Family Management Corp., No. 08 Civ. 11215 (LBS)

Dear Judge Sand:

We represent Ivy Asset Management LLC and The Bank of New York Mellon Corporation in this case. Following the Court's October 20 Order dismissing all claims in this case against all defendants, Plaintiffs moved on November 17 to alter or amend the resulting judgment and for leave to amend their complaint. Pursuant to Local Rule 6.1(b), the time for Defendants to respond to Plaintiffs' motion is December 1. In light of the intervening holidays, and in order to afford the parties adequate time to address the issues raised therein, the parties have conferred and agreed to extend the time to respond to Plaintiffs' motion, subject to the Court's approval.

Accordingly, the parties all respectfully request that Defendants' time to respond to Plaintiffs' motion be extended to December 17, 2010 and that Plaintiffs' time to file a reply in further support of their motion be extended to January 14, 2011. This is the parties' first request for an extension of these deadlines.

Respectfully submitted,

Jeffrey A. Rosenthal

cc: Counsel of Record (via electronic mail)

**MEMO ENDORSED**

*Quinted*  
*Sand vsb* 11/29/10